In the High Court of Punjab and Haryana at Chandigarh.

Civil Revision No.2407 of 2007.

Date of decision:4.5.2007.

Sushma Rani and another.

...Petitioners.

Versus

Central Bank of India and others.

...Respondents.

...

Coram: Hon'ble Mr. Justice S. N. Aggarwal.

...

Present: Mr.Pankaj Gupta Advoate for the petitioner.

...

Judgment.

S. N. Aggarwal, J.

The respondent-Bank had filed a suit for the recovery of Rs.7,57,257,71P against the petitioners and respondent Nos.2 to 5.

The suit was contested by the petitioners and respondent Nos.2 to 5.

Issues were framed.

The parties led the evidence. Thereafter, the petitioners filed an application for additional evidence to summon the following record from the respondent-Bank:-

"a) Original ledger records showing the charging of the rates of interest and amount thereof from time to time.

b) The original debit/credit vouchers for Rs.2,52,781/-.

c) Debit/credit vouchers regarding interest debited from time to time in the loan account of the respondents.

d) Reserve Bank of India/Bank circular instructions regarding change of interest from time to time during the operation of the account."

The said application was dismissed by the learned trial Court vide impugned order dated 6.3.2007.

Hence, the present petition.

The submission of learned counsel for the petitioners was that this record was very material for just decision of the controversy involved in the civil suit. Hence, it was prayed that the impugned order dated 6.3.2007 be set aside and the petitioners be permitted to lead additional evidence.

Considered.

The documents sought to be summoned by the petitioners by way of additional evidence appear to be total mis-use of the process of law. It is not shown as to why this record could not be summoned when the petitioners were leading the evidence or when the witness of the respondent Bank was in the witness box for the purpose of his cross-examination.

There is no illegality in the order passed by the learned trial Court.

No merit.

Dismissed.

May 4,2007. (S. N. Aggarwal)
Jaggi Judge